IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

STITH

VS.

C.A. NO. 02-4176

MERCK AND CO.

ORDER

WEINER, J.

MARCH 15, 2004

The motion of the defendant for judgment on the pleadings (Doc. #8) is DENIED.

IT IS SO ORDERED.

CHARLES R. WEINER